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February 28, 2018

Via email and Federal Express

Mary McDaniel, P.E.
Director, Southwest Region
Pipeline and Hazardous Materials Safety Administration
U.S. Department of Transportation
8701 S. Gessner, Suite 630
Houston, Texas 77074

**RE: CPF No. 4-2017-5035: Request for an Informal Meeting
Alternative Request for a Hearing and Preliminary Statement of Issues**

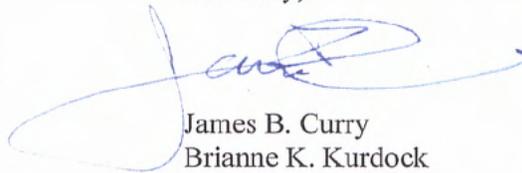
Dear Ms. McDaniel:

In response to the above-referenced Notice of Probable Violation, Proposed Civil Penalty, and Proposed Compliance Order (Notice) issued by the Pipeline and Hazardous Materials Safety Administration (PHMSA) on November 2, 2017, Enterprise Products Operating, LLC (Enterprise) respectfully requests an informal meeting to discuss and resolve its concerns with Item #2 of the Notice. Enterprise would also like to discuss Items 3 and 5 to ensure that the facts in the record are correct.

In order to preserve its rights, Enterprise also submits a Request for Hearing and Preliminary Statement of Issues pursuant to 49 C.F.R. § 190.211 for Item #2. Enterprise hopes that a hearing will be unnecessary, and that the parties can resolve this matter informally. Enterprise will provide its written response to Items 1, 3, 4, and 5 under separate cover.

Please feel free to contact me if you have any questions.

Sincerely,



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LLC

cc: Alan K. Mayberry, P.E., Associate Administrator for Pipeline Safety, PHMSA (via
courier)
Graham W. Bacon, P.E., Executive Vice President, Operations & Engineering, Enterprise
Products Operating, LLC
Jeff Morton, Sr. Director, Transportation Compliance, Enterprise Products
Operating, LLC
Zachary Craft, Esq., Counsel, Enterprise Products Operating, LLC

**U.S. DEPARTMENT OF TRANSPORTATION
PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION
OFFICE OF PIPELINE SAFETY**

In the Matter of)	
)	
Enterprise Products Operating, LLC,)	CPF No. 4-2017-5035
)	
Respondent.)	
)	

**REQUEST FOR HEARING AND PRELIMINARY STATEMENT OF ISSUES
IN RESPONSE TO NOTICE OF PROBABLE VIOLATION, PROPOSED CIVIL
PENALTY, AND PROPOSED COMPLIANCE ORDER**

I. Request for Hearing

Pursuant to 49 C.F.R. §§ 190.208(a)(4) and 190.211(b), Enterprise Products Operating, LLC (Enterprise) respectfully requests an in-person hearing to discuss the alleged violation, and proposed civil penalty contained in Item #2 of the Notice of Probable Violation, Proposed Civil Penalty, and Proposed Compliance Order (Notice) issued by the Pipeline and Hazardous Materials Safety Administration (PHMSA) on November 2, 2017. Enterprise will be represented by counsel at the hearing.

II. Preliminary Statement of Issues

Enterprise respectfully contests the allegation of violation and the proposed civil penalty in Item #2 of the Notice.

A. Notice Item 2 – 49 C.F.R. § 195.575(e)

1. Whether Enterprise violated 49 C.F.R. § 195.575(e) as alleged in the Notice.
 - a. Whether PHMSA has met its burden of proof that a violation has occurred.
 - b. Whether PHMSA’s interpretation of the cited regulation is consistent with the text, history and purpose of that regulation.

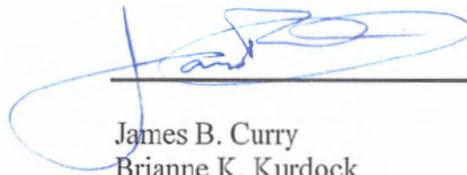
2. Proposed Civil Penalty of \$36,200

- a. Whether the record supports the proposed penalty in this case.
- b. Whether PHMSA's proposed civil penalty should be withdrawn or reduced.
- c. Whether PHMSA's proposed civil penalty is consistent with applicable laws and regulations.

Enterprise would also like to discuss Items 3 and 5 at the Hearing to correct any factual misunderstandings in the record.

Enterprise reserves the right to revise and supplement this Preliminary Statement of Issues as needed based on any new information or argument provided by PHMSA in this matter.

Respectfully submitted this 28th day of
February 2018.



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